

MESSAGE NO: 8277201 MESSAGE DATE: 10/03/2008

MESSAGE STATUS: Active CATEGORY: Countervailing  
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐  
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): C-570-923

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 09/02/2008 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION INSTRUCTIONS FOR COUNTERVAILING DUTY ORDER FOR RAW  
FLEXIBLE MAGNETS FROM PEOPLE'S REPUBLIC OF CHINA (C-570-923-000/001/002)

MESSAGE NO: 8277201

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CASES: C - 570 - 923

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PERIOD COVERED: 09 02 2008 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS  
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTIONS FOR COUNTERVAILING DUTY ORDER  
FOR RAW FLEXIBLE MAGNETS FROM PEOPLE'S REPUBLIC OF  
CHINA (C-570-923-000/001/002)

1. ON SEPTEMBER 17, 2008 (73 FR 53849), THE DEPARTMENT OF  
COMMERCE PUBLISHED IN THE FEDERAL REGISTER ITS COUNTERVAILING  
DUTY ORDER IN THE INVESTIGATION OF RAW FLEXIBLE MAGNETS FROM  
THE PEOPLE'S REPUBLIC OF CHINA (C-570-923).

2. THE MERCHANDISE COVERED BY THIS ORDER IS CERTAIN FLEXIBLE  
MAGNETS REGARDLESS OF SHAPE (THE TERM "SHAPE" INCLUDES, BUT IS  
NOT LIMITED TO PROFILES, WHICH ARE FLEXIBLE MAGNETS WITH A

NON-RECTANGULAR CROSS-SECTION) COLOR, OR PACKAGING (PACKAGING INCLUDES RETAIL OR SPECIALTY PACKAGING SUCH AS DIGITAL PRINTER CARTRIDGES). SUBJECT FLEXIBLE MAGNETS ARE BONDED MAGNETS COMPOSED (NOT NECESSARILY EXCLUSIVELY) OF (I) ANY ONE OR COMBINATION OF VARIOUS FLEXIBLE BINDERS (SUCH AS POLYMERS OR CO-POLYMERS, OR RUBBER) AND (II) A MAGNETIC ELEMENT, WHICH MAY CONSIST OF A FERRITE PERMANENT MAGNET MATERIAL (COMMONLY, STRONTIUM OR BARIUM FERRITE, OR A COMBINATION OF THE TWO), A METAL ALLOY (SUCH AS NDFEB OR ALNICO), ANY COMBINATION OF THE FOREGOING WITH EACH OTHER OR ANY OTHER MATERIAL, OR ANY OTHER MATERIAL CAPABLE OF BEING PERMANENTLY MAGNETIZED. SUBJECT FLEXIBLE MAGNETS MAY BE IN EITHER MAGNETIZED OR UNMAGNETIZED (INCLUDING DEMAGNETIZED) CONDITION, AND MAY OR MAY NOT BE FULLY OR PARTIALLY LAMINATED OR FULLY OR PARTIALLY BONDED WITH PAPER, PLASTIC, OR OTHER MATERIAL, OF ANY COMPOSITION AND/OR COLOR. SUBJECT FLEXIBLE MAGNETS MAY BE UNCOATED OR MAY BE COATED WITH AN ADHESIVE OR ANY OTHER COATING OR COMBINATION OF COATINGS. SPECIFICALLY EXCLUDED FROM THE SCOPE OF THIS ORDER ARE PRINTED FLEXIBLE MAGNETS, DEFINED AS FLEXIBLE MAGNETS (INCLUDING INDIVIDUAL MAGNETS) THAT ARE LAMINATED OR BONDED WITH PAPER, PLASTIC, OR OTHER MATERIAL IF SUCH PAPER, PLASTIC, OR OTHER MATERIAL BEARS PRINTED TEXT AND/OR IMAGES, INCLUDING BUT NOT LIMITED TO BUSINESS CARDS, CALENDARS, POETRY, SPORTS EVENT SCHEDULES, BUSINESS PROMOTIONS, DECORATIVE MOTIFS, AND THE LIKE. THIS EXCLUSION DOES NOT APPLY TO SUCH PRINTED FLEXIBLE MAGNETS IF THE PRINTING CONCERNED CONSISTS OF ONLY THE FOLLOWING: A TRADE MARK OR TRADE NAME; COUNTRY OF ORIGIN; BORDER, STRIPES, OR LINES; ANY PRINTING THAT IS REMOVED IN THE COURSE OF CUTTING AND/OR PRINTING MAGNETS FOR RETAIL SALE OR OTHER DISPOSITION FROM THE FLEXIBLE MAGNET; MANUFACTURING OR USE INSTRUCTIONS (E.G., "PRINT THIS SIDE UP," "THIS SIDE UP," "LAMINATE HERE"); PRINTING ON ADHESIVE BACKING (THAT IS, MATERIAL TO BE REMOVED IN ORDER TO EXPOSE ADHESIVE FOR USE SUCH AS APPLICATION OF LAMINATE) OR ON ANY OTHER COVERING THAT IS REMOVED FROM THE FLEXIBLE MAGNET PRIOR OR SUBSEQUENT TO FINAL PRINTING AND BEFORE USE; NON-PERMANENT PRINTING (THAT IS, PRINTING IN A MEDIUM THAT FACILITATES EASY REMOVAL, PERMITTING THE FLEXIBLE MAGNET TO BE RE-PRINTED); PRINTING ON THE BACK (MAGNETIC) SIDE; OR ANY

COMBINATION OF THE ABOVE. ALL PRODUCTS MEETING THE PHYSICAL DESCRIPTION OF SUBJECT MERCHANDISE THAT ARE NOT SPECIFICALLY EXCLUDED ARE WITHIN THE SCOPE OF THIS ORDER. THE PRODUCTS COVERED BY THE ORDER ARE CURRENTLY CLASSIFIABLE PRINCIPALLY UNDER SUBHEADINGS 8505.19.10 AND 8505.19.20 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS). THE HTSUS SUBHEADINGS ARE PROVIDED ONLY FOR CONVENIENCE AND CUSTOMS PURPOSES; THE WRITTEN DESCRIPTION OF THE SCOPE OF THIS ORDER IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER C-570-923.

4. THE INTERNATIONAL TRADE COMMISSION (ITC) NOTIFIED THE COMMERCE DEPARTMENT THAT IMPORTS OF RAW FLEXIBLE MAGNETS FROM THE PEOPLE'S REPUBLIC OF CHINA THREATEN MATERIAL INJURY TO THE U.S. INDUSTRY. THE ITC DID NOT DETERMINE, BUT FOR THE SUSPENSION OF LIQUIDATION OF ENTRIES OF RAW FLEXIBLE MAGNETS FROM THE PEOPLE'S REPUBLIC OF CHINA, THE DOMESTIC INDUSTRY WOULD HAVE BEEN MATERIALLY INJURED. THEREFORE, CUSTOMS AND BORDER PROTECTION (CBP) SHALL TERMINATE SUSPENSION AND REFUND ANY CASH DEPOSIT AND RELEASE ANY BOND OR OTHER SECURITY OF RAW FLEXIBLE MAGNETS FROM THE PEOPLE'S REPUBLIC OF CHINA FOR SHIPMENTS, ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION PRIOR TO SEPTEMBER 2, 2008, THE DATE OF PUBLICATION OF THE ITC'S FINAL DETERMINATION IN THE FEDERAL REGISTER. INTEREST PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930 DO NOT APPLY.

CBP SHALL SUSPEND LIQUIDATION FOR RAW FLEXIBLE MAGNETS FROM THE PEOPLE'S REPUBLIC OF CHINA WITH RESPECT TO SHIPMENTS ENTERED OR

WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER SEPTEMBER

2, 2008, THE DATE OF PUBLICATION OF THE ITC'S FINAL DETERMINATION IN THE FEDERAL REGISTER. EFFECTIVE SEPTEMBER 2, 2008, FOR ENTRIES OF RAW FLEXIBLE MAGNETS FROM THE PEOPLE'S REPUBLIC OF CHINA, CBP SHALL REQUIRE CASH

DEPOSITS EQUAL TO THE SUBSIDY RATES SHOWN BELOW:

MFR/PRODUCER EXPORTER	CBP ID NUMBER	AD VALOREM SUBSIDY RATE
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CHINA NINGBO CIXI IMPORT EXPORT CORPORATION	C-570-923-001	109.95 %
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POLYFLEX MAGNETS LTD.	C-570-923-002	109.95 %
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ALL OTHERS	C-570-923-000	109.95 %
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5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY O3:KJ).

6. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

DAVID M. GENOVESE

## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party